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8 UNITED STATES DISTRICT COURT
9 WESTERN DISTRICT OF WASHINGTON
10 AT TACOMA

11 DANNY JOE BARBER, III,

12 Plaintiff,

13 v.

14 KITSAP COUNTY SHERIFF'S
15 DEPARTMENT,

16 Defendant.

17 CASE NO. 3:24-cv-05863-KKE-GJL

18 ORDER GRANTING APPLICATION
19 TO PROCEED *IN FORMA PAUPERIS*
20 AND DIRECTING INSTITUTION
21 TO CALCULATE, COLLECT, AND
22 FORWARD PAYMENTS

23 Plaintiff is a state prisoner proceeding *pro se* in this civil rights action. The Court, having
24 reviewed Plaintiff's Application to Proceed *In Forma Pauperis* (IFP), hereby finds and
25 **ORDERS** as follows:

26 (1) Plaintiff's declaration indicates he is unable to afford the Court's filing fee or give
27 security therefore. Accordingly, Plaintiff's IFP Application (Dkt. 4) is **GRANTED**. As set forth
28 below, an initial partial filing fee will be collected, and Plaintiff is thereafter required to make
29 monthly payments of 20 percent of the preceding month's income credited to his account until
30 the full amount of the filing fee is satisfied.

(2) Pursuant to 28 U.S.C. § 1915, and Plaintiff's approved IFP Application, the agency having custody of the above-named Plaintiff is directed to calculate an initial partial filing fee equal to 20 percent of the greater of either: (a) the average monthly deposits to the prisoner's account; or (b) the average monthly balance in the prisoner's account for the 6-month period immediately preceding the date of this Order. The initial partial filing fee should be forwarded to the Clerk of Court as soon as practicable.

Subsequently, if the prisoner's account exceeds \$10.00, each month the agency having custody of the prisoner is directed to collect and forward payments equal to 20 percent of the prisoner's preceding month's income credited to the prisoner's account. In the event that the monthly payment would reduce the prisoner's account below \$10.00, the agency should collect and forward only that amount which would reduce the prisoner's account to the \$10.00 level.

Please note this \$10.00 limit does not apply to the initial partial filing fee described above.

Finally, the monthly payments should be collected and forwarded to the Court until the entire filing fee (\$350.00) for this matter has been paid.

(3) The Clerk is directed to send a copy of this Order to Plaintiff, to the financial officer of this Court, and to the agency having custody of Plaintiff.

Dated this 5th day of December, 2024.



Grady J. Leupold
United States Magistrate Judge